

- 1) Defendant West Pittston Borough's motion to dismiss (Doc. 21) is denied in part and granted in part. The motion is **DENIED** as to Counts I, II, III, and IV. The motion is **GRANTED** as to Count V;
- 2) Defendant The Luzerne County Office of Community Development's motion to dismiss (Doc. 37) is denied in part and granted in part. The motion is **DENIED** as to Counts I and II. The motion is **GRANTED** as to Count V;

- 3) Defendant E len Quinn's motion to dismiss (Doc. 36) is denied in part and granted in part. The motion is **DENIED** as to Counts I, II, III, and IV. The motion is **GRANTED** as to Count V;
- 4) Defendant Judy Aita's motion to dismiss (Doc. 37) is denied in part and granted in part. The motion is **DENIED** as to Counts I, II, III, and IV. The motion is **GRANTED** as to Count V.
- 5) Defendant James Butera's motion to dismiss (Doc. 39) is denied in part and granted in part. The motion is **DENIED** as to Counts I, II, III, and IV. The motion is **GRANTED** as to Count V; and
- 6) Defendant Thomas Blaskiewicz's motion to dismiss (Doc. 40) is denied in part and granted in part. The motion is **DENIED** as to Counts I, II, III, and IV. The motion is **GRANTED** as to Count V.

**BY THE COURT:**

**s/ James M. Munley**  
**JUDGE JAMES M. MUNLEY**  
**United States District Court**